

02-02-01

17

02/01/01
JC970 U.S. PTO

02/10/20
09/775261
U.S. PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
UTILITY PATENT APPLICATION TRANSMITTAL LETTER

Attorney Docket No.: IRI05338

Mailing Date: February 1, 2001

Express Mail Label No.: EL568746655US

To: Assistant Commissioner for Patents
Box Patent Application
Washington D.C., 20231

Dear Sir:

Transmitted herewith for filing under 37 C.F.R. 1.53(b) is a Nonprovisional Utility Patent Application:

- ☒ New Application; or
- ☐ Continuation; or ☐ Divisional; or ☐ Continuation-In-Part (CIP);
of prior US Application No. _____, filed on _____, having
U.S. Examiner _____, in Group Art Unit _____

Of: Thomas E. Weston

For: **METHOD FOR OPTIMIZING QUALITY OF SERVICE IN A DATA
TRANSMISSION SESSION BASED ON A PREDETERMINED LEVEL OF QUALITY OF
SERVICE**

- ☒ 1 sheets of drawings and 7 pages of specification and claims.
- ☒ Newly executed oath or declaration combined with Power of Attorney on 2 pages.
- ☐ Copy of oath or declaration from prior U.S. application serial no. _____
☐ The following named inventor(s) from the prior application are hereby deleted from this
application in accordance with 37 C.F.R. 1.63(d)(2) and 1.33(b):

- ☐ Foreign priority to _____ patent application having serial number _____
and a filing date of _____, is hereby claimed under 35 USC 119.
☐ A copy of the priority document is included herewith.
- ☒ An Assignment Transmittal Letter and Assignment of the invention to Motorola, Inc.
- ☐ An Information Disclosure Statement (IDS), with PTO-1449, and _____ citation copies.
- ☒ Return Receipt Postcard.
- ☐ Preliminary Amendment.
- ☐ Please cancel pending claims _____.
- ☐ Incorporation by Reference (for Continuation/Division/CIP application). The entire disclosure
of the prior application, from which a copy of the oath or declaration is supplied, is considered
as being part of the disclosure of the accompanying application and is hereby incorporated by
reference therein. Since the present application is based on a prior US application, please
amend the specification by adding the following sentence before the first sentence of the
specification:

"The present application is based on prior US application No. _____, filed on _____, which is hereby incorporated by reference, and priority thereto for common subject matter is hereby claimed."

- ☐ Applicant hereby petitions pursuant to 37 C.F.R. § 1.136(a) for a _____ month extension of time for response to the outstanding Official Action mailed _____. The period for response was previously set to elapse _____, and is accordingly hereby extended to _____, which is still within the six-month statutory period for response (35 U.S.C. § 133) which elapses _____. The reason for this petition is that a Division, Continuation, or CIP is being filed, and it is desired to maintain the present application in pending condition pursuant to 35 USC § 120 through at least the filing of the Division, Continuation, or CIP application. The required Extension Fee established by 37 C.F.R. § 1.17(a) pursuant to 35 U.S.C. § 41(a) (8) is:

| EXTENSION | FEE |
|---------------------------------------|------------|
| <input type="checkbox"/> First Month | \$110.00 |
| <input type="checkbox"/> Second Month | \$390.00 |
| <input type="checkbox"/> Third Month | \$890.00 |
| <input type="checkbox"/> Fourth Month | \$1,390.00 |
| <input type="checkbox"/> Fifth Month | \$1,890.00 |

- ☒ The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CANCELED BY AMENDMENT

| FOR | NUMBER OF CLAIMS | NUMBER EXTRA | RATE | FEE |
|---------------------------|------------------|--------------|--------|-------------|
| TOTAL CLAIMS | 5 - 20 = | 0 | x \$18 | = \$ 0.00 |
| INDEPENDENT CLAIMS | 1 - 3 = | 0 | x \$80 | = \$ 0.00 |
| MULTIPLE DEPENDENT CLAIMS | | | \$270 | = \$ 0.00 |
| BASIC FEE | | | | = \$ 710.00 |
| TOTAL FILING FEE | | | | = \$ 710.00 |

- ☒ Please charge Deposit Account No. 13-4771 in the amount of \$ 710.00 for the Total Filing Fee, and the Extension Fee under 37 C.F.R. § 1.136(a), if applicable.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required now or in the future during the entire pendency of this application under 37 C.F.R. 1.16 or 37 C.F.R. 1.17, including any present or future time extension fees which may be required, or credit any overpayment to Deposit Account No. 13-4771.
- ☒ This sheet is submitted in duplicate.

This transmittal letter has 2 total pages.

DATE

Motorola, Inc.
Customer Number 22863

Frank J. Bogacz

Attorney of Record
Telephone No.: (480) 441-4207
Facsimile No.: (480) 441-5220

29,047
REG. NO.